Case 1:07-cv-10296-HB



Filed 02/22/2008 Page 1 of 3 ELECTRONICALLY FILED DOC #: _______

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February 14, 2008

BY FAX

The Honorable Harold Bacr United States District Judge Southern District of New York 500 Pearl Street New York, New York 10007

Re: Kendall v. City of New York, et al., 07 CV 10296 (HB)

Your Honor:

I am an Assistant Corporation Counsel in the Special Federal Litigation Division of the New York City Law Department and the attorney assigned to the defense of the above referenced matter. By letter dated January 9, 2008, this office requested an enlargement of time, until February 14, 2008, to answer or otherwise respond to plaintiff's complaint on bchalf of defendants City of New York and Raymond Kelly. Also by letter dated January 9, 2008, without appearing on their behalf, this office also requested a similar enlargement of time to respond on bchalf of Salvatore Tudisco, and Sarah Mathers, in part, to allow time for this office to resolve representation issues with these defendants. Your Honor subsequently granted those requests. Accordingly, an answer was served and filed today on behalf of defendants City of New York and Raymond Kelly. However, due to scheduling conflicts, this office has not yet been able to resolve representation issues with Tudisco and Mathers. Accordingly, without appearing on their behalf, I respectfully request an additional enlargement of time from the present date until February 27, 2008, to answer or otherwise respond to plaintiff's complaint on behalf of defendants Salvatore Tudisco and Sarah Mathers. Plaintiff's counsel, Andrew Stoll, Esq., consents to this request.

Thank you for your consideration of this request.

Respectfully submitted,

cc: Andrew Stoll, Esq. (by fax)

Jessica T. Cohen (JC 0044 Assistant Corporation SO ORDER Harold

Case 1:07-cv-10296-HB Document 9 Filed 02/22/2008 Page 3 of 3 Endorsement:

I will grant the application - your answer or move date is 2/27/08 but suppose you decide not to represent them? Better keep me posted come 2/28 as to what happened - you may write or call my clerk.